

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN

IN RE:	§	CASE NO. 95-20512
	§	
	§	Judge Arthur Spector
	§	Objection Docket 97-0004
	§	(Chapter 11)
DOW CORNING CORPORATION,	§	
	§	Civil Case No. 00-CV-73017 (HCFA)
	§	Civil Case No. 00-CV-73018 (IHS)
	§	Civil Case No. 00-CV-73016 (DoD)
	§	Civil Case No. 00-CV-73019 (VA)
	§	
DEBTOR.	§	Hon. Denise Page Hood

**ORDER CONSOLIDATING APPEALS  
AND SETTING BRIEFING SCHEDULE**

Came on for consideration the Joint Motion to Consolidate United States of America's Appeals of Order Granting Partial Summary Judgment and Brief in Support Thereof ("the Motion") filed by the Official Committee of Tort Claimants ("Tort Committee") and Dow Corning Corporation ("Debtor") ("Appellees"), the United States of America's ("United States" or "Appellants") Reply to the Motion, and the United States' Motion to Modify the Briefing Schedule Prescribed in Federal Rule of Bankruptcy Procedure 8009; and after hearing before the Court it appearing that relief should be granted; it is therefore

ORDERED that the above appeals shall be administratively consolidated for briefing purposes, as follows:

ORDERED that the Appellants and Appellees shall each present the issues in these appeals to the Court in (i) one brief covering those issues pertaining to the bankruptcy court's disposition of the claim of the Health Care Financing Administration ("HCFA") and (ii) a second brief on those issues pertaining to the bankruptcy court's disposition of the claims of the Indian Health Services

("IHS"), the Department of Veterans Affairs ("VA") and the Department of Defense ("DoD"); and it is

ORDERED that Appellants' two initial briefs shall be due (i) 45 days after issuance by this Court of opinions on the appeals of the Confirmation Order or (ii) November 20, 2000, whichever is earlier; and it is

ORDERED that Appellees' two briefs shall be due 45 days after submission of the United States' briefs; and it is

ORDERED that Appellants' two reply briefs shall be due 25 days after submission of the Appellees' Briefs; and it is

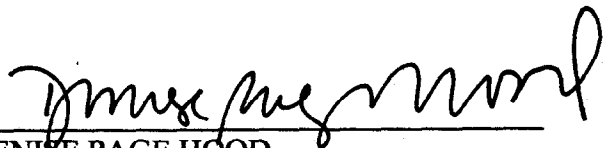
ORDERED that the initial briefs of both the Appellees and Appellants on appeal shall each not exceed 75 pages and that any reply briefs submitted by the United States shall not exceed 37 pages; and it is

ORDERED that Appellants shall submit one record on appeal under the appeal by HCFA (Case No. 00 CV 73017) and one combined record for the appeals of the IHS (Case No. 00 CV 73018), the VA (Case No. 00 CV 73019) and the DoD (Case No. 00 CV 73016); and it is

ORDERED that the Appellees' cross designation of record on appeal shall be filed in the appeal by HCFA and deemed to be included in each of the appeals filed by the IHS, VA and DoD; and it is

ORDERED that oral argument on the above styled appeals shall be scheduled by the Court on further notice.

DATED this 9<sup>th</sup> day of September, 2000.

  
DENISE PAGE HOOD  
UNITED STATES DISTRICT JUDGE

AGREED TO:

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